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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named  
Inventor : Edwin L. Kinney et al.

Appln. No. : 10/766,507

Filed : January 28, 2004

For : HORESHOE INCLUDING CALKS

Docket No.: T60.12-0001

Group Art Unit: 3643

Examiner:

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
SENT BY U.S. MAIL, FIRST CLASS, TO THE  
COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VA 22313-1450, THIS

28 DAY OF June 2004  
  
Edwin L. Kinney  
PATENT ATTORNEY

Sir:

The patents or publications listed on the enclosed PTO Form-1449 are submitted pursuant to 37 C.F.R. § 1.97.

Since this application was filed after June 30, 2003, copies of the U.S. patents listed are not enclosed. However, a copy of British patent 2 124 466 is enclosed.

TIME OF FILING

The information disclosure statement is being filed:

1.  with the application or within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. In accordance with 37 C.F.R. § 1.97(b), no statement or fee is required.

2.  after the time period specified in paragraph 1 above, but before the mailing date of a final action under 37 C.F.R. § 1.113 or notice of allowance under 37 C.F.R. § 1.311. Therefore, in accordance with 37 C.F.R. § 1.97(c), submitted herewith is:

(check either A or B below)

A.  a statement as specified in 37 C.F.R. § 1.97(e).  
B.  the fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c).  
3.  after the mailing date of either a final action under 37 C.F.R. § 1.113 or a notice of allowance under 37 C.F.R. § 1.311, whichever occurs first, but before payment of the issue fee. Therefore, Applicant petitions for consideration and submits herewith:  
A. a statement as specified in 37 C.F.R. § 1.97(e);  
B. the petition fee set forth in 37 C.F.R. § 1.17(p).

**STATEMENT**

(only used if No. 2(A) or No. 3 above is checked)

The person(s) signing below certify

(check appropriate paragraph)

that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. § 1.97(e)(1).

OR

that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. § 1.97(e)(2).

**METHOD OF PAYMENT**

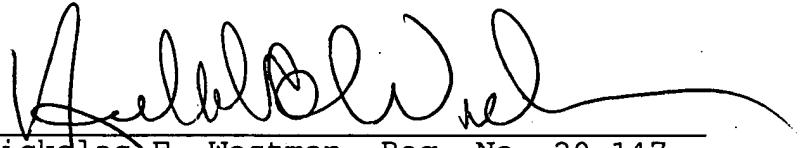
No fee is required.

Attached is a check in the amount of \$\_\_\_\_\_.

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

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Fax: (612) 334-3312~~

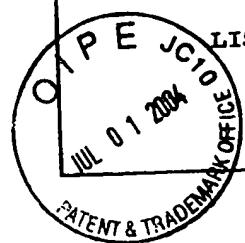
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FORM PTO-1449

Atty. Docket No.:  
T60.12-0001Serial No.:  
10/766,507

Applicant: Edwin L. Kinney et al.

Filing Date 1/28/04 Group Art: 3643

LIST OF PATENTS AND PUBLICATIONS FOR  
APPLICANT'S INFORMATION  
DISCLOSURE STATEMENT

## U.S. PATENT DOCUMENTS

Examiner Initial	Document No.	Date	Name	Class	Sub Class	Filing Date If Appropriate
AA	167,027	8/1875	SEYMOUR			
AB	208,844	10/1878	PENROSE			
AC	225,259	3/1880	WILLIAMS			
AD	518,772	4/1894	BACH			
AE	541,956	7/1895	BENFIELD			
AF	893,481	7/1908	GORDON			
AG	894,942	8/1908	DROWN, TURCOTT, HARDING			
AH	1,134,074	3/1915	COURLAENDER, JR.			
AI	1,212,592	1/1917	WALSH			
AJ	1,447,153	7/1921	SALA			
AK	2,758,655	6/1954	CRUMPT	168	13	

## FOREIGN PATENT DOCUMENTS

	Document No.	Date	Country	Class	Sub Class	Translation Yes	Translation No
AL							
AM							
AN							

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

AO	
AP	
AQ	

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	Atty. Docket No.: T60.12-0001	Serial No.: 10/766,507
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	Applicant: Edwin L. Kinney et al.	
	Filing Date 1/28/04	Group Art: 3643

## U.S. PATENT DOCUMENTS

Examiner Initial	Document No.	Date	Name	Class	Sub Class	Filing Date If Appropriate
AA	3,159,220	10/1961	GIST et al.	168	24	
AB	3,425,493	2/1967	KULAK	168	4	
AC	3,460,627	8/1969	TEIXEIRA	168	29	
AD	3,494,422	2/1970	CLARK	168	4	
AE	3,548,947	12/1970	MACKAY-SMITH	168	29	
AF	4,091,871	5/1978	Chiaramonte et al.	168	4	
AG	4,207,947	6/1980	Cope et al.	168	29	
AH	4,690,222	9/1987	CAMERON	168	4	
AI	4,899,824	3/1990	Techer et al.	168	14	
AJ	4,912,909	"/1990	Rose	168	4	
AK	4,993,494	2/1991	TUUNANEN	168	4	

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## U.S. PATENT DOCUMENTS

Examiner Initial	Document No.	Date	Name	Class	Sub Class	Filing Date If Appropriate
AA	5,004,052	4/1991	Appleton	168	4	
AB	5,048,614	9/1991	KLIMKLO	168	29	
AC	5,105,891	4/1992	Noffsinger	168	13	
AD	5,205,362	4/1993	Noffsinger	168	13	
AE	5,320,184	6/1994	Noffsinger	168	13	
AF	5,566,765	10/1996	OVNICEK	168	4	
AG	6,082,462	7/2000	LYDEN	168	24	
AH	6,454,016	9/2002	JULIEN	168	4	
AI	D 292,333	10/1987	CAMERON	D30	35	
AJ	D 306,932	3/1990	ANDERSON	D30	148	
AK	D 310,898	9/1990	KULAK	D30	148	

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Examiner Initial	Document No.	Date	Name	Class	Sub Class	Filing Date If Appropriate
AA	D 310,899	9/1990	KULAK	D 30	148	
AB	D 310,900	9/1990	KULAK	D 30	147	
AC	D 311,793	10/1990	KULAK	D 30	148	
AD						
AE						
AF						
AG						
AH						
AI						
AJ						
AK						

## FOREIGN PATENT DOCUMENTS

	Document No.	Date	Country	Class	Sub Class	Translation Yes No
AL	2,124,466 A	8/1982	UK	A1	MCK	X
AM						
AN						

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